

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH

IN THE MATTER OF THE APPROVAL OF THE
NOTICE OF INTENT AND RECLAMATION PLAN
SUBMITTED BY WESTERN CLAY COMPANY,
SEVIER COUNTY, UTAH

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ORDER TO SHOW CAUSE

CAUSE NO. ACT/041/012

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 2, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SEVIER COUNTY, UTAH.

Notice is hereby given that tentative approval was given by the Utah Division of Oil, Gas and Mining on August 24, 1983 to Western Clay Company to operate a bentonite pit in Section 2, Township 21 South, Range 1 West, Sevier County. The name of the mining operation is the Redmond Bentonite Pit, and the person representing the company is Mr. Neal J. Mortenson, P.O. Box 1064, Aurora, Utah, 84620.

Western Clay has fulfilled obligations under the Utah Mined Land Reclamation Act of 1975 (Section 40-8, U.C.A., 1953, as amended), and will employ the following mining and reclamation techniques on approximately three (3) acres of state owned land.

DURING OPERATIONS:

1. A total of some three (3) acres has been disturbed. Soil is stripped and stockpiled, stabilized and seeded.
2. Contemporaneous reclamation/test plots will be conducted using a SCS/DOGM approved seed mix. Areas to be reclaimed will be fertilized as per the results of soil tests. The seedbed will be disked, seed will be drilled. A transect will be conducted annually to monitor success of reclamation treatments. Additional treatments will be conducted, should this prove necessary.
3. Signs, berms and fencing have been and will be provided to minimize any safety hazard to the public.
4. Runoff water is pumped out of the pit in spring in accord with the adjacent landowners wishes and as per DOGM recommendations based on water sample data.

AFTER OPERATIONS:

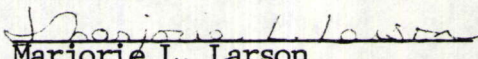
1. All extraneous debris will be removed from the site and transported to a local sanitary landfill.
2. Final grading will be done to conform to the existing terrain. Slopes will be contour terraced. In cases where this is not safe or practical highwalls will be left for raptor habitat. All remnant highwalls will blend in with the existing terrain. Roads will be scarified, fertilized, drill seeded and imprinted to allow for revegetation.
3. Fences or berms will be provided to ensure protection of the public.
4. The pit may be used as a sanitary waste disposal area or put to some similar use if agreements are arrived at.
5. All disturbed areas left upon the cessation of mining activities will be topsoiled and revegetated utilizing methods proven successful in contemporaneous reclamation/test plots. Fences will remain in place during monitoring until bond retrieval is achieved to preclude adverse grazing impact.

Reclamation performance surety and form have been established. Surety will be held by the Utah Division of State Lands. Surety will be posted prior to the issuance of final approval.

Any person or agency aggrieved by this tentative decision is hereby requested to submit written protest within thirty (30) days of the date of publication to the Division of Oil, Gas and Mining, 4241 State Office Building, Salt Lake City, Utah, setting forth factual reasons for his or her complaint, and thereafter, at a time and place to be established, appear before the Board of Oil, Gas and Mining to show cause, if any, why this revision should not be approved.

DATED this 1st day of September, 1983.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING


Marjorie L. Larson
Secretary to the Board